

## CATEGORICAL EXCLUSION PROGRAMMATIC DETERMINATION CHECKLIST

**Action/Project Name:** \_\_\_\_\_  
**Federal Project Number:** \_\_\_\_\_

**State Project Number:** \_\_\_\_\_  
**CE Action Number:** \_\_\_\_\_  
(See page 15.)

**Description of Project (Attach Location Map, As Appropriate):**

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### PROGRAMMATIC CATEGORICAL EXCLUSION (CE) CRITERIA<sup>1</sup>

	NO	YES	If yes, then...
1a <i>Air Quality</i> – Does this type of action require a conformity determination? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 1, page 6
1b <i>Air Quality</i> – Does the proposed action require an 8-hour CO analysis? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 1, page 6
2 <i>Cultural Resources</i> – Does the proposed action have an effect on properties eligible for or listed in the National Register of Historic Places? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 2, page 6
3 <i>Endangered Species</i> – Does the proposed action affect species and critical habitat of species protected by the Endangered Species Act, as determined through consultation with USF&WS, NHF&G, and /or NHNHI, as appropriate? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 3, page 7
4 <i>Floodways</i> – Does the proposed action <u>encroach</u> on the regulatory floodway of water courses or water bodies? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 4, page 7
5 <i>Noise</i> – Is the proposed action a Type I highway project? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 5, page 8
6a <i>Right-of-Way</i> – Does the proposed action require the acquisition of residences or businesses? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 6, page 8
6b <i>Right-of-Way</i> – Does the proposed action require fee simple acquisition or permanent easements to an extent that impairs the functions of the affected properties? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 6, page 8
7 <i>Section 4(f)</i> – Does the proposed action require the use of any property protected by Section 4(f) of the 1966 USDOT Act? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 7, page 8
8 <i>Section 6(f)</i> – Does the proposed action require the use of any property protected by Section 6(f) of the L&WCF Act? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 8, page 9
9 <i>Water Quality</i> – Does the proposed action have more than a negligible impact on surface waters? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 9, page 9
10 <i>Wetlands</i> – Does the proposed action require an Army Corps of Engineers Individual Permit? .....	<input type="checkbox"/>	<input type="checkbox"/>	See Sec. 10, page 9
11 <i>Other</i> – Do any of the above conclusions benefit from more detailed explanation or are there other issues of concern? .....	<input type="checkbox"/>	<input type="checkbox"/>	See attached

☺ If the answer to all of the above questions is **NO**, the proposed action **qualifies for classification as a Programmatic Categorical Exclusion**. The Checklist should be completed (page 2, and page 3 when appropriate) and included in the Classification file.

☹ If the answer to any of the above questions is **YES**, the proposed action **does not qualify for classification as a Programmatic Categorical Exclusion**. In such cases, if the impact(s)/effect(s) leading to the disqualification are not significant; the proposed action may be processed as an Individual CE and the remainder of this form (beginning on page 4) should be filled out as appropriate..

<sup>1</sup> See *Detailed Instructions* for further explanations of the questions and documentation requirements.

Does the project require a Wetlands or Floodplains Finding? Yes ☐ No ☐

**ENVIRONMENTAL COMMITMENTS<sup>2</sup>**

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**CLASSIFICATION DETERMINATION**

☐ The proposed action qualifies for a Programmatic Categorical Exclusion.

☐ The proposed action does not qualify for a Programmatic Categorical Exclusion.

Prepared by: \_\_\_\_\_  
Project Environmental Coordinator Date

Approval  
Recommended By: \_\_\_\_\_  
Section Chief Date

Approved by: \_\_\_\_\_  
Administrator, Bureau of Environment Date

**Note: Post-hearing follow-up actions, if any, and their disposition, are indicated on the next page.**

<sup>2</sup> Attach letters, memos, forms, etc., as appropriate.

## FOLLOW-UP ACTION FOR PROGRAMMATIC CATEGORICAL EXCLUSIONS

Action/Project Name: \_\_\_\_\_  
Federal Project Number: \_\_\_\_\_

State Project Number: \_\_\_\_\_

Was a Public Hearing held? Yes ☐ No ☐

If Yes, date hearing transcript and certification provided to FHWA \_\_\_\_\_

As a result of the Public Hearing, have changes to the proposed action, if any, resulted in impacts/effects that do not meet the Programmatic Categorical Exclusion criteria? Yes ☐ No ☐

If the answer to the above question is **YES**, the proposed action **no longer qualifies for classification as a Programmatic Categorical Exclusion**. In such cases, if the impact(s)/effect(s) leading to the disqualification are not significant, the proposed action may be reprocessed as an Individual CE, requiring FHWA's concurrence.

If the answer to the above question is **NO**, the proposed action continues to **qualify for classification as a Programmatic Categorical Exclusion**.

### POST - HEARING CLASSIFICATION DETERMINATION

- ☐ The proposed action continues to qualify as a Programmatic Categorical Exclusion.
- ☐ The proposed action no longer qualifies as a Programmatic Categorical Exclusion.

*If it no longer qualifies, list reasons:* \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Prepared by: \_\_\_\_\_  
Project Environmental Coordinator

\_\_\_\_\_  
Date

Approval  
Recommended By: \_\_\_\_\_  
Section Chief

\_\_\_\_\_  
Date

Approved by: \_\_\_\_\_  
Administrator, Bureau of Environment

\_\_\_\_\_  
Date

**CATEGORICAL EXCLUSION**  
**NON-PROGRAMMATIC ENVIRONMENTAL IMPACT SUMMARY**

**Action/Project Name:** \_\_\_\_\_  
**Federal Project Number:** \_\_\_\_\_

**State Project Number:** \_\_\_\_\_  
**CE Action Number:** \_\_\_\_\_

**Description of Project** (Attach Location Map, As Appropriate):

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**Project Purpose and Need:**

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**Alternatives Considered:**

Alt. No. 1 \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Alt. No. 2 \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Alt. No. 3 \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Project Setting:**

Urban ☐ Village ☐ Rural ☐  
Scenic Byway/NH Scenic Road? Yes ☐ No ☐  
National/State Forest Highway? Yes ☐ No ☐

**Unique Features:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**CONTACT LETTERS SENT & REPLIES RECEIVED**

AGENCY/ORGANIZATION	CONTACT	LETTER SENT	REPLY RECV'D

**LOCATION MAP**

**IMPACT ASSESSMENT SUMMARY****1. Air Quality****NOT APPLICABLE** ☐

Is project located in ozone nonattainment area? Yes ☐ No ☐  
 Is project located in carbon monoxide nonattainment area? Yes ☐ No ☐  
 Is project included in conformity determinations? Yes ☐ No ☐ Year \_\_\_\_.  
 Is project exempt from conformity determination? Yes ☐ No ☐  
 Is project exempt from CO analysis? Yes ☐ No ☐  
 Exemption Code (from most recent conformity document): \_\_\_\_.  
 Has project changed since the conformity analysis? Yes ☐ No ☐  
  
 Is project exempt from NEPA requirement to consider air quality? Yes ☐ No ☐

For Projects Requiring a Carbon Monoxide Microscale Analysis:

Maximum Predicted 1-Hour Concentrations (ppm):

YEAR		CONCENTRATIONS			
Current Year	( )	____ to ____	NAAQS Violations?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Opening Year	( )build	____ to ____	NAAQS Violations?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Opening Year	( )no-build	____ to ____	NAAQS Violations?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Design Year	( )build	____ to ____	NAAQS Violations?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Design Year	( )no-build	____ to ____	NAAQS Violations?	Yes <input type="checkbox"/>	No <input type="checkbox"/>

Comments: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_**2. Historic/Archaeological Resources (Section 106 or RSA 227-C:9)****NOT APPLICABLE** ☐

Historic Resources Investigated? Yes ☐ No ☐  
 Comments: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

National Register Eligible? Yes ☐ No ☐

Archaeological Resources Investigated? Yes ☐ No ☐  
 Comments: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

National Register Eligible? Yes ☐ No ☐**Findings:** No Historic Properties Affected ☐ No Adverse Effect ☐ Adverse Effect ☐Agency Comments: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Review Completed: \_\_\_\_\_

Advisory Council Consultation Comments (when Adverse Effects are found): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Review Completed: \_\_\_\_\_

Mitigation (Describe): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**3. Threatened or Endangered Species/Natural Communities**

NOT APPLICABLE ☐

Endangered species in project area?  
Section 7 consultation necessary?

Yes ☐ No ☐  
Yes ☐ No ☐

In vicinity? Yes ☐ No ☐

Comments from NH Natural Heritage Inventory:

A program of the NH Department of Resources and Economic Development

Comments from State, Federal, or private agency:

Mitigation (Describe):

**4. Floodplains or Floodways**

NOT APPLICABLE ☐

Does the proposed project encroach in the floodplain? Yes ☐ No ☐

Acreage \_\_\_\_.

Volume \_\_\_\_.

Significance (Describe):

Does the proposed project encroach in the floodway? Yes ☐ No ☐

Acreage \_\_\_\_.

Volume \_\_\_\_.

Significance (Describe):

Coordination With FEMA Required? Yes ☐ No ☐

Comments from NH Office of Emergency Management:

Comments from NH Office of State Planning:

Comments from Federal Highway Administration:

Comments from US Army Corps of Engineers:

Mitigation (Describe):

**5. Noise****NOT APPLICABLE** ☐

Is project a Type I Highway Project? Yes ☐ No ☐  
 Are There Receptors Present? Yes ☐ No ☐: # of Residential \_\_\_\_ # Of Commercial \_\_\_\_.

Year	Range of Noise Levels (dBA Leq)				Noise Abatement Criterion Impacts			
	Residential (R)		Commercial (C)		# Approaching		# At or Exceeding	
____ No-Build	____	to ____	____	to ____	Res,	Comm	Res,	Comm
____ Build	____	to ____	____	to ____	Res,	Comm	Res,	Comm
____ No-Build	____	to ____	____	to ____	Res,	Comm	Res,	Comm
____ Build	____	to ____	____	to ____	Res,	Comm	Res,	Comm

Will completed project increase noise levels 3 dBA or more? Yes ☐ No ☐  
 15 dBA or More? Yes ☐ No ☐

Are mitigation measures included in project? Yes ☐ No ☐

Explain: \_\_\_\_\_

Has the municipality received a copy of the traffic noise assessment? Yes ☐ No ☐

**6. Right-of-Way****NOT APPLICABLE** ☐

Is additional ROW required? Yes ☐ No ☐ Acreage \_\_\_\_.  
 Are improved properties acquired? Yes ☐ No ☐ Acreage \_\_\_\_.  
 Displacement: Rental Units \_\_\_\_, Private Homes \_\_\_\_, Businesses \_\_\_\_.  
 Relocation Report received from the Bureau of Right-of-Way? Yes ☐ No ☐

Relocation services to be provided? \_\_\_\_\_

Properties available for relocation? \_\_\_\_\_

Public Land (Federal State, or Municipal) Involvement? Yes ☐ No ☐. (See Section 7 below.)

**7. Section 4(f) Resources****NOT APPLICABLE** ☐

Public Parkland Impacts? Yes ☐ No ☐ Temporary ☐ Permanent ☐  
 Public Recreational Area Impacts? Yes ☐ No ☐ Temporary ☐ Permanent ☐  
 Public Wildlife/Waterfowl Refuge Impacts? Yes ☐ No ☐ Temporary ☐ Permanent ☐  
 Historic Properties Impacted? Yes ☐ No ☐ Temporary ☐ Permanent ☐  
 LCIP Recreational Land? Yes ☐ No ☐ Temporary ☐ Permanent ☐

Acquisition required? Yes ☐ No ☐ Area \_\_\_\_.

Comments: \_\_\_\_\_

Non-acquisition use of 4(f) property (23 CFR 771.135(p)):

Noise Level Increase Yes ☐ No ☐ Visual Intrusion Yes ☐ No ☐  
 Access Restriction Yes ☐ No ☐ Vibration Impacts Yes ☐ No ☐  
 Ecological Intrusion Yes ☐ No ☐

Programmatic 4(f) Evaluation ☐ 4(f) Evaluation ☐



For impacts to recreational 4(f) resources, obtain a statement of significance from official with jurisdiction:

Date Requested: \_\_\_\_ Date Received: \_\_\_\_.

**8. Section 6(f) Resources**

NOT APPLICABLE ☐

Are there impacts to any properties acquired or improved with funds made available through Section 6(f) of the Federal Land and Water Conservation Fund Act? Yes ☐ No ☐ Temporary ☐ Permanent ☐

Recommendation received from State Liaison Officer? Yes ☐ No ☐

Coordination with the US Department of the Interior necessary? Yes ☐ No ☐

Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**9. Water Quality/Streams, Rivers, and Lakes**

NOT APPLICABLE ☐

Erosion Control Plan Required? Yes ☐ No ☐

Groundwater Impacts? Yes ☐ No ☐

Surface Water Impacts? Yes ☐ No ☐

Wells Impacted? Yes ☐ No ☐ Private ☐ Community ☐ Municipal ☐

Stream Alteration Required? Yes ☐ No ☐

Coordination Required on: Public Waters Access? Yes ☐ No ☐

Shoreland Protection? Yes ☐ No ☐

Lakes Management? Yes ☐ No ☐

Wild and Scenic River? Yes ☐ No ☐

NH Designated River? Yes ☐ No ☐

Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**10. Wetlands**

NOT APPLICABLE ☐

Will this project impact lands under the jurisdiction of the NH Wetlands Bureau? Yes ☐ No ☐

Type of permit required: *expedited* ☐ *minimum* ☐ *minor* ☐ *major* ☐.

Does this project qualify under the ACOE NHSPGP? Yes ☐ No ☐.

ACOE Individual Permit required? Yes ☐ No ☐.

Landform Type	USF&W Classification	Permanent Impacts	Temporary Impacts
	<b>Total</b>		
<b>Non-Wetland Bank</b> (Jurisdictional land adjacent to lakes, ponds, streams and rivers)	N/A		
<b>Upland Portion of the Tidal Buffer Zone</b> (Land within 100' of the highest observable tide line)	N/A		
	<b>Total</b>		

State of New Hampshire – Department of Transportation

Estimated length of permanent impacts to banks \_\_\_\_ ft.  
 Estimated length of permanent impacts to channel \_\_\_\_ ft.  
 Estimated volume of impacts in Public Waters \_\_\_\_ cu. yd.  
 If a channel is to be constructed, or a culvert or a bridge is to be installed, give the distance the flow of water is to be rerouted \_\_\_\_ ft.  
 If waterfront project, indicate total length of shoreline frontage \_\_\_\_ ft.  
 If wall, riprap, beach, or similar project, indicate length of proposed shoreline impact \_\_\_\_ ft.

Describe Mitigation: \_\_\_\_\_

Comments: \_\_\_\_\_

**11. Land Conservation Investment Program (LCIP)**

NOT APPLICABLE ☐

Will land or easements obtained through the LCIP be impacted? Yes ☐ No ☐

(Contact the LCIP Coordinator at the NH Office of State Planning)

Have the impacts been reviewed at a monthly Natural Resource Agency Meeting? Yes ☐ No ☐

Has an application been made to CORD demonstrating compliance with RSA 162-C:6? Yes ☐ No ☐

Comments: \_\_\_\_\_

**12. Wildlife and Fisheries**

NOT APPLICABLE ☐

Does the project impact important habitat? Yes ☐ No ☐

Does the project have the potential to impact Essential Fish Habitat? Yes ☐ No ☐

Comments from State, Federal, or private agency: \_\_\_\_\_

Mitigation (Describe): \_\_\_\_\_

**13. Agricultural Land**

NOT APPLICABLE ☐

Does the project impact agricultural land? Yes ☐ No ☐ Active farmland? Yes ☐ No ☐

Does project area contain prime, unique, statewide or local important farmland? Yes ☐ No ☐

Completion of Form AD-1006 Required? Yes ☐ No ☐

Comments: \_\_\_\_\_

**14. Coast Guard**

NOT APPLICABLE ☐

Does the project involve work in navigable waters? Yes ☐ No ☐

Does the project impact a historic bridge? Yes ☐ No ☐

Does the project require a Coast Guard Permit? Yes ☐ No ☐

Determination of FHWA and/or Coast Guard: \_\_\_\_\_

Comments: \_\_\_\_\_

**15. Hazardous/Contaminated Materials Liabilities**

NOT APPLICABLE ☐

Does the project area includes sites from NHDES Groundwater Protection Bureau list? Yes ☐ No ☐  
 ISA completed and attached? Yes ☐ No ☐ Additional investigation required? Yes ☐ No ☐  
 CERCLA involvement? Yes ☐ No ☐  
 Remediation required? Yes ☐ No ☐

Comments: \_\_\_\_\_

**16. Public Participation Opportunity**

NOT APPLICABLE ☐

Public Informational Meeting? Yes ☐ No ☐ Date \_\_\_\_.  
 Public Hearing Required? Yes ☐ No ☐ Date \_\_\_\_.  
 On site meeting? Yes ☐ No ☐ Date \_\_\_\_.

Comments: \_\_\_\_\_

**17. Social and Economic Impacts**

NOT APPLICABLE ☐

Is the project consistent with local and regional land use plans? Yes ☐ No ☐

Describe: \_\_\_\_\_

Neighborhood and community impacts? Yes ☐ No ☐  
☐ Churches ☐ Handicapped  
☐ Schools ☐ Low Income Housing  
☐ Elderly ☐ Emergency Service Facilities/Vehicles  
☐ Minorities ☐ Environmental Justice (Executive Order 12898)

Describe \_\_\_\_\_

Impacts to local businesses? Yes ☐ No ☐ Temporary ☐ Permanent ☐

Describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**18. Environmental Justice**

NOT APPLICABLE ☐

Does the area affected by the proposed action contain minority or low-income populations? Yes ☐ No ☐

Are the anticipated environmental impacts resulting from the proposed action likely to fall disproportionately on the minority and/or low income populations? Yes ☐ No ☐

Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**19. Traffic Patterns**

NOT APPLICABLE ☐

Temporary detour required? Yes ☐ No ☐ Length\_\_\_\_.  
Temporary bridge required? Yes ☐ No ☐ Impacts? Yes ☐ No ☐

Describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Permanent changes to traffic patterns? Yes ☐ No ☐

Describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**20 Construction Impacts:**

NOT APPLICABLE ☐

Describe: \_\_\_\_\_  
\_\_\_\_\_  
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**21. Field Inspection Comments:**

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**22. Coordination**

Meeting	Date	Comments

**23. Environmental Mitigation and/or Commitments:**

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Note: When appropriate, more detailed descriptions of resources and an explanation of the impact analysis should be attached to this form.

State of New Hampshire – Department of Transportation

Evaluated by: \_\_\_\_\_  
(Bureau of Environment Representative)  
(Title) \_\_\_\_\_  
Date \_\_\_\_\_

or

Evaluated by: \_\_\_\_\_  
(Consulting Firm Representative)  
(Consulting Firm Name) \_\_\_\_\_  
Date \_\_\_\_\_

Accepted by: \_\_\_\_\_  
(Bureau of Environment Representative)  
(Title) \_\_\_\_\_  
Date \_\_\_\_\_

**Activities that qualify for Programmatic Categorical Exclusion**

CE Action Number	Activity Description
1	Activities which do not involve or lead directly to construction, such as planning and technical studies; grants for training and research programs; research activities as defined in 23 U.S.C. 307; approval of a unified work program and any findings required in the planning process pursuant to 23 U.S.C. 134; approval of statewide programs under 23 CFR Part 630; approval of project concepts under 23 CFR Part 476; engineering to define the elements of a proposed action or alternatives so that social, economic, and environmental effects can be assessed; and Federal-aid system revisions which establish classes of highways on the Federal-aid highway system.
2	Approval of utility installations along or across a transportation facility.
3	Construction of bicycle and pedestrian lanes, paths, and facilities.
4	Activities included in NHDOT's "highway safety plan" under 23 U.S.C. 402.
5	Transfer of Federal lands pursuant to 23 U.S.C. 317 when the subsequent action is not an FHWA action.
6	The installation of noise barriers or alterations to existing publicly owned buildings to provide for noise reduction.
7	Landscaping.
8	Installation of fencing, signs, pavement markings, small passenger shelters, traffic signals, and railroad warning devices where no substantial land acquisition or traffic disruption will occur.
9	Emergency repairs under 23 U.S.C. 125.
10	Acquisition of scenic easements.
11	Determination of payback under 23 CFR Part 480 for property previously acquired with Federal-aid participation.
12	Improvements to existing rest areas and truck weigh stations.
13	Ridesharing activities.
14	Bus and rail car rehabilitation.
15	Alterations to facilities or vehicles in order to make them accessible for elderly and handicapped persons.
16	Program administration, technical assistance activities, and operating assistance to transit authorities to continue existing service or increase service to meet routine changes in demand.
17	The purchase of vehicles by the applicant where the use of these vehicles can be accommodated by existing facilities or by new facilities which themselves are within a CE.
18	Track and railbed maintenance and improvements when carried out within the existing right-of-way.
19	Purchase and installation of operating or maintenance equipment to be located within the transit facility and with no significant impacts off the site.
20	Promulgation of rules, regulations, and directives.
21	Modernization of a highway by resurfacing, restoration or rehabilitation. <b>Note: Reconstruction is not included in this category.</b>
22	Bridge Rehabilitation. <b>Note: Reconstruction or replacement is not included in this category.</b>
23	Highway safety or traffic operations improvement projects including the installation of ramp metering control devices and lighting.
24	Approvals for disposal of excess right-of-way or for joint or limited use of right-of-way, where the proposed use does not have significant adverse impacts.
25	Approvals for changes in access control.
26	Construction of new bus storage and maintenance facilities in areas used predominantly for industrial or transportation purposes where such construction is not inconsistent with existing zoning and located on or near a street with adequate capacity to handle anticipated bus and support vehicle traffic.
27	Rehabilitation or reconstruction of existing rail and bus buildings and ancillary facilities where only minor amounts of additional land are required and there is not a substantial increase in the number of users.
28	Construction of bus transfer facilities (an open area consisting of passenger shelters, boarding areas, kiosks and related street improvements) when located in a commercial area or other high activity center in which there is adequate street capacity for projected bus traffic.
29	Construction of rail storage and maintenance facilities in areas used predominantly for industrial or transportation purposes where such construction is not inconsistent with existing zoning and where there is no significant noise impact on the surrounding community.
30	Acquisition of land for hardship or protective purposes; advance land acquisition loans under section 3(b) of the UMT Act. Hardship and protective buying will be permitted only for a particular parcel or a limited number of parcels. These types of land acquisition qualify for a CE only where the acquisition will not limit the evaluation of alternatives, including shifts in alignment for planned construction projects, which may be required in the NEPA process. No project development on such land may proceed until the NEPA process has been completed.
31	Bridge Painting.
32	Construction of recreational trails funded under the National Recreational Trails Funding Program.
33	Transportation Enhancement Activities.

**Actions that do not qualify for Programmatic Categorical Exclusion**

Modernization of a highway by reconstruction, adding shoulders, or adding auxiliary lanes (e.g. parking, weaving, turning, climbing).
Bridge reconstruction or replacement, or the construction of grade separation to replace existing at-grade railroad crossings.
Transportation corridor fringe parking facilities.
Constructions of new truck weigh stations or rest areas.

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